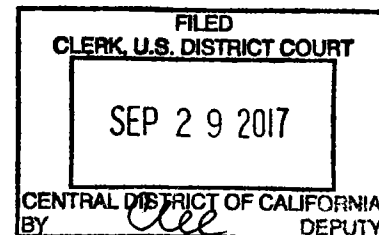
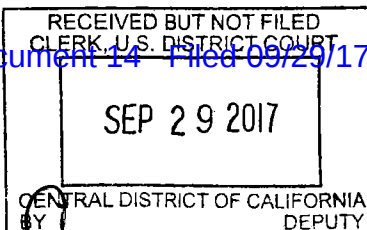


Agner Emilio Espana  
 2500 Parkview Dr #1601  
 Hallandale Beach, FL 33009  
 954-671-8013



**UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA**

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2  
3

Sutra Beauty, Inc., a California corporation

Plaintiff,

v.

H and A Marketing and Sales, Inc., a Florida corporation; Agner Emilio Espana an individual; and Does 1-10, inclusive

Defendants.

CASE NO. 2:17-cv-05999-CAS (PJWx)

**DEFENDANT, H AND A MARKETING AND SALES, INC.'S, MOTION FOR EXTENSION OF TIME TO RETAIN COUNSEL TO FILE RESPONSIVE PLEADING TO PLAINTIFF'S COMPLAINT**

Current Response Date: 9/29/17  
 New Requested Response Date: 10/16/17  
 District Judge: Christina Snyder

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COMES NOW, the Defendant H AND A MARKETING AND SALES, INC.,

6 a Florida corporation ("Defendant"), through its President, Agner Emilio Espana,  
 7 and pursuant to Rule 6(b)(1), Federal Rules of Civil Procedure, hereby files this  
 8 Motion for Extension of Time to Retain Counsel to File Responsive Pleading to  
 9 Plaintiff, SUTRA BEAUTY, INC.'s ("Plaintiff") Complaint, and moves the Court  
 10 to extend the time for filing of Defendant's responsive pleading, and states the  
 11 following:

12 Defendant's responsive pleading is due on September 29, 2017.

13 Defendant's principal place of business is located in Florida and was impacted  
 14 by Hurricane Irma.

1 Defendant needs additional time to retain counsel in the State of California to  
2 respond to Plaintiff's Complaint.

3 Defendant has made a good faith effort to confer with Plaintiff's counsel and  
4 resolve this matter prior to the filing of this Motion.

5 Plaintiff will not be prejudiced with an Order granting Defendant's Motion as  
6 Plaintiff would have agreed to an extension in exchange for payment of \$1,500.00.

7 Defendant does not have the funds to pay Plaintiff for an extension of time  
8 and any funds will be necessary to obtain counsel. Defendant, therefore, is  
9 respectfully requesting the Court grant Defendant's extension of time to retain  
10 counsel.

11 In an effort to resolve Plaintiff's complaints without waiving Defendant's  
12 right to defend the causes of actions and allegations, including the right to file any  
13 Fed. R. Civ. 12 motions to dismiss, Defendant requests that the Court extend the  
14 date upon which Defendant's responsive pleading is due until October 16, 2017.

15 This Motion is filed in good faith and not to delay the proceedings.

16 **WHEREFORE**, Defendant respectfully asks this Court enter an Order  
17 granting Defendant's Motion for Extension of Time to File a Responsive Pleading  
18 until October 16, 2017, or in the alternative, enter an Order granting Defendant's  
19 Motion for Extension of Time to Retain Counsel until October 16, 2017, and grant  
20 any such further relief as this Court deems just and proper.

1 DATED: September 29, 2017

  
H AND A MARKETING AND SALES, INC.  
*Defendant*

By: Agner Emilio Espana  
Its: President  
2500 Parkview Drive, #1601  
Hallandale Beach, FL 33009  
Tel: (954) 371-8013  
E-Mail: collart\_91@hotmail.com

11 CERTIFICATE OF SERVICE

12  
13 I HEREBY CERTIFY that I have mailed a copy of Defendant's Motion for  
14 Extension of Time to Retain Counsel to File Responsive Pleading to Plaintiff's  
15 counsel, REA STELMACH, ESQ., Stelmach & Stelmach, LLP via E-Mail to  
16 rea@stelmachlaw.com on this 29<sup>th</sup> day of September, 2017.

17 DATED: September 29, 2017

  
H AND A MARKETING AND SALES, INC.  
*Defendant*

By: Agner Emilio Espana  
Its: President  
2500 Parkview Drive, #1601  
Hallandale Beach, FL 33009  
Tel: (954) 371-8013  
E-Mail: collart\_91@hotmail.com